

(28)

John Arch #14

Proposed Rule Change – Senator John Arch

Rule 7, Sec. 3. Motion, in Writing, Withdrawal. ...

When a question is under debate, no motion shall be considered except one of the following, which motions shall take precedence in the order stated.

a. To recess

b. To adjourn

c. For cloture

d. To approve dilatory designation

~~d. e.~~ To reconsider

~~e. f.~~ For the previous question

~~f. g.~~ To postpone to a time certain

~~g. h.~~ To recommit to a committee

~~h. i.~~ To amend

~~i. j.~~ To postpone indefinitely

...

~~**Sec. 11. Motions and Amendments for Dilatory Purposes.** Motions and amendments shall not be filed for dilatory purposes. If more than two amendments and/or motions are offered to a bill or resolution, the principal introducer of the bill or resolution may raise a point of order stating that he or she believes the amendments and/or motions are being used for dilatory purposes. If, in the opinion of the Speaker, the motions and/or amendments are not dilatory, debate on the~~

~~pending measure shall continue. If the Speaker has reason to believe that one or more of the amendments and/or motions are dilatory, the Speaker shall consult with the principal introducer of the original bill or resolution and the principal introducers of the amendment and/or motions in an attempt to reach an accord as to which amendments and/or motions should be considered by the Legislature. For that purpose, the Speaker may temporarily remove the entire bill or resolution from the agenda. After consultation, the Speaker shall forthwith decide which, if any, amendments and/or motions are dilatory and shall rule such amendments and/or motions out of order. A motion to overrule the chair on any decision made pursuant to this section is not in order except that a ruling of the chair may be challenged by an introducer of amendments and/or motions ruled to be dilatory in which instance the challenge shall be to all amendments and/or motions included in the Speaker's ruling. The consultation and the Speaker's ruling subsequent to consultation provided for in this section, shall in no case result in a bill or resolution being removed from the agenda for more than the current legislative day. Any amendment and/or motion ruled out of order by the Speaker shall not in any form, version, or substance be in order if again offered by any member at the same stage of debate. A motion to overrule the chair after a ruling is out of order.~~

Rule 7, Sec. 11. Dilatory Designation

Motions and amendments shall not be filed for dilatory purposes. If the primary introducer of a pending bill, resolution, or main motion believes that the bill, resolution, or main motion is the subject of dilatory action, the primary introducer may offer a motion to approve dilatory designation. A motion to approve dilatory designation is not debatable, amendable, nor divisible. It shall require a four-fifths vote of elected members to approve the dilatory designation.

If the motion is approved, all amendments and motions, except for a motion to invoke cloture, including those amendments and motions currently pending, are out of order, unless designated as in order by direction of the Speaker. No member shall be allowed to

offer a motion to overrule the chair concerning amendments and motions ruled out of order after a bill, resolution, or main motion has received a dilatory designation. If no further amendments or motions have been designated as in order by direction of the Speaker and all members wishing to speak have exhausted their opportunities pursuant to Rule 2, Section 10, a motion to advance the bill is presumed to be in order.

After the motion is approved, the bill, resolution, or main motion shall carry its dilatory designation for the remainder of the stage of consideration that the designation was assigned on. Subsequent stages of consideration shall require an additional designation.

If the motion is not approved, debate shall resume and another motion to approve dilatory designation is not in order until an additional two hours of debate on the bill, resolution, or main motion has occurred.

Motions to adjourn and recess will remain in order regardless of dilatory designation, subject to the provisions of Rule 7, Section 9.